

PTO/SB/21 (08-00)

OMB 0651-0031

Approved for use through 10/31/2002

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**TRANSMITTAL  
FORM**

(to be used for all correspondence after initial filing)

<b>TRANSMITTAL FORM</b>  (to be used for all correspondence after initial filing)	<b>Application Number</b>	10/087,000	
	<b>Filing Date</b>	February 28, 2002	
	<b>First Named Inventor</b>	Penny C. Leavy	
	<b>Group Art Unit</b>	2151	
	<b>Examiner Name</b>	not yet known	
<b>Total Number of Pages in This Submission</b>	19	<b>Attorney Docket Number</b>	10009.000110

**ENCLOSURES (check all that apply)**☒ Fee Transmittal Form (in duplicate)☒ Fee Attached☐ Amendment / Response☐ After Final☐ Affidavits/declaration(s)☐ Express Abandonment Request☐ Information Disclosure Statement☒ Copy of Notice to File Missing Parts  
of Nonprovisional Application☒ Response to Missing Parts/  
Incomplete Application☒ Response to Missing  
Parts under 37 CFR  
1.52 or 1.53☐ Assignment☐ Corrected Drawing(s)☐ Licensing-related Papers☐ Petition☐ Petition to Convert to a  
Provisional Application☒ Power of Attorney☒ Signed Declaration☐ Request for Refund☐ CD, Number of CD(s) \_\_\_\_\_☐ After Allowance Communication to  
Group☐ Appeal Communication to Board of  
Appeals and Interferences☐ Appeal Communication to Group  
(Appeal Notice, Brief, Reply Brief)☐ Proprietary Information☐ Status Letter☒ Other Enclosure(s)  
(please identify below):**Return receipt postcard**

Remarks

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**Firm  
or  
Individual nameArnold M. deGuzman, Reg. No. 39,955  
DEGUZMAN OKAMOTO & BENEDICTO, LLP

Signature

Date

July 23, 2002

**CERTIFICATE OF MAILING**I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope  
addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on this date: July 23, 2002

Typed or printed name

Arnold M. deGuzman

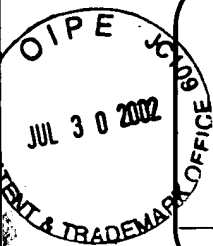
Signature

Date

July 23, 2002

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

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# FEE TRANSMITTAL for FY 2002

Patent fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT (\$ 875.00

## Complete if Known

Application Number 10/087,000  
 Filing Date February 28, 2002  
 First Named Inventor Penny C. Leavy  
 Examiner Name not yet known  
 Group / Art Unit 2151  
 Attorney Docket No. 10009.000110

## METHOD OF PAYMENT (check one)

1. ☐ The Commissioner is hereby authorized to charge indicated fees and credit any over payments to:

Deposit  
Account  
Number

50-2030

Deposit  
Account  
Name

deGuzman Okamoto &amp; Benedicto, LLP

- ☒ Charge Any Additional Fee Required  
 Under 37 CFR 1.16 and 1.17  
☒ Applicant claims small entity status.  
 See 37 CFR 1.27

2. ☒ Payment Enclosed:

☒ Check ☐ Credit card ☐ Money  
 Order ☐ Other

## FEE CALCULATION

## 1. BASIC FILING FEE

Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description	Fee Paid
101	740	201	370	Utility filing fee	370
106	330	206	165	Design filing fee	
107	510	207	255	Plant filing fee	
108	740	208	370	Reissue filing fee	
114	160	214	80	Provisional filing fee	

SUBTOTAL (1)

(\$ 370)

## 2. EXTRA CLAIM FEES

Total Claims	28	-20	=	Extra Claims	8	X	Fee from below	9	=	Fee Paid	72
Independent Claims	7	-3	=		4	X		42	=		168
Multiple Dependent						X			=		0

Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description
103	18	203	9	Claims in excess of 20
102	84	202	42	Independent claims in excess of 3
104	280	204	140	Multiple dependent claim, if not paid
109	84	209	42	** Reissue independent claims over original patent
110	18	210	9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2)

(\$ 240)

\*\*or number previously paid, if greater; For Reissues, see above

## FEE CALCULATION (continued)

Fee Code	Large Entity Fee (\$)	Fee Code	Small Entity Fee (\$)	Fee Description	Fee Paid
105	130	205	65	Surcharge - late filing fee or oath	65
127	50	227	25	Surcharge - late provisional filing fee or cover sheet.	
139	130	139	130	Non-English specification	
147	2,520	147	2,520	For filing a request for reexamination	
112	920*	112	920*	Requesting publication of SIR prior to Examiner action	
113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action	
115	110	215	55	Extension for reply within first month	
116	400	216	200	Extension for reply within second month	200
117	920	217	460	Extension for reply within third month	
118	1,440	218	720	Extension for reply within fourth month	
128	1,960	228	980	Extension for reply within fifth month	
119	320	219	160	Notice of Appeal	
120	320	220	160	Filing a brief in support of an appeal	
121	280	221	140	Request for oral hearing	
138	1,510	138	1,510	Petition to institute a public use proceeding	
140	110	240	55	Petition to revive - unavoidable	
141	1,280	241	640	Petition to revive - unintentional	
142	1,280	242	640	Utility issue fee (or reissue)	
143	460	243	230	Design issue fee	
144	620	244	310	Plant issue fee	
122	130	122	130	Petitions to the Commissioner	
123	50	123	50	Petitions related to provisional applications	
126	180	126	180	Submission of Information Disclosure Stmt	
581	40	581	40	Recording each patent assignment per property (times number of properties)	
146	740	246	370	Filing a submission after final rejection (37 CFR § 1.129(a))	
149	740	249	370	For each additional invention to be examined (37 CFR § 1.129(b))	
179	740	279	370	Request for Continued Examination (RCE)	
169	900	169	900	Request for expedited examination of a design application	

Other fee (specify) \_\_\_\_\_

\*Reduced by Basic Filing Fee Paid

SUBTOTAL (3)

(\$ 265)

## SUBMITTED BY

## Complete (if applicable)

Name (Print/Type) Arnold M. de Guzman Registration No. Attorney/Agent 39,955 Telephone 650-691-2030  
 Signature Date July 23, 2002

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re Application of: Penny C. Leavy, et al. Serial No.: 10/087,000 Filed: February 28, 2002 Title: FAULT INJECTION METHODS AND APPARATUS	Examiner: not yet known Art Unit: 2151 Atty. Docket No.: 10009.000110
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BOX MISSING PARTS  
Commissioner for Patents  
Washington, D.C. 20231

**RESPONSE TO NOTICE TO FILE MISSING PARTS**  
**OF NONPROVISIONAL APPLICATION**

Sir:

In response to the Notice to File Missing Parts of Nonprovisional Application mailed **04/01/2002** for the above-identified patent application, enclosed are the following:

- ☒ A copy of the Notice to File Missing Parts of Nonprovisional Application;
- ☒ Power of Attorney;
- ☒ An original, signed Declaration;
- ☒ Payment in the amount of **\$875.00** for the filing and surcharge fees;
- ☒ Applicant claims small entity status under 37

C.F.R. section 1.27.

08/01/2002 MBERHE 00000078 10087000

05 FC:216


200.00 OP

Applicants hereby petition for a **2 month(s)** extension of time within which to reply to the Notice To File Missing Parts mailed on **April 1, 2002**. If an additional extension of time is required, please consider this a petition therefore. If any additional fee is required, the Commissioner is hereby authorized to charge deposit Account No.: 50-2030.

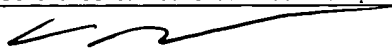
If the Examiner has any questions or needs additional information, the Examiner is invited to contact the undersigned attorney at (650) 691-2030.

Dated: July 23, 2002

Respectfully submitted,  
Penny C. Leavy, et al.

By:   
Arnold M. de Guzman  
Attorney For Applicant(s)  
Reg. No. 39,955  
DEGUZMAN OKAMOTO & BENEDICTO LLP  
P.O. Box 51900  
Palo Alto, California 94303  
(650) 691-2030  
(650) 691-2032 (FAX)

Enclosure(s)

CERTIFICATE OF MAILING			
I hereby certify that this correspondence, including the enclosures identified herein, is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231, on the date shown below. If the Express Mail Mailing Number is filled in below, then this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service pursuant to 37 CFR 1.10.			
Signature:			
Typed or Printed Name:	Arnold M. de Guzman	Dated:	July 23, 2002
Express Mail Mailing Number (optional):			



## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/087,000	02/28/2002	Penny C. Leavy	10009.000110

CONFIRMATION NO. 6351

000031894  
DEGUZMAN OKAMOTO & BENEDICTO, LLP  
P.O. BOX 51900  
PALO ALTO, CA 94303

## FORMALITIES LETTER



\*OC000000007754128\*

Date Mailed: 04/01/2002

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 370 to complete the basic filing fee for a small entity.*
- Total additional claim fee(s) for this application is \$240.
  - \$72 for 8 total claims over 20.
  - \$168 for 4 independent claims over 3.
- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 675.

*A copy of this notice MUST be returned with the reply.*

*Wesley Reno*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

08/01/2002 MBERHE 00000078 10087000

01 FC:201	370.00 OP
02 FC:205	65.00 OP
03 FC:203	72.00 OP
04 FC:202	168.00 OP